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Date: March 23, 2012
To: Public School Superintendents / Title I Directors
From: Diane Stuehmer, Title I & Federal Programs Administrator
RE: Nonpublic School Participation Form (NDE 34-014) **DUE MAY 1, 2012**
Nonpublic School Participation Form for Title I (NDE 04-012) **DUE MAY 1, 2012**
Consultation is for use of School Year 2012-13 Allocations

The Uniform Provisions Section of 9501 of the Elementary and Secondary Education Act (ESEA), reauthorized as the No Child Left Behind Act of 2001 (NCLB), requires that every district receiving grants for federal program(s) provide equitable services and meet the needs of eligible Nonpublic School students and/or teachers and other education personnel. **Every public school district in Nebraska having one or more nonpublic schools located within the district's geographic boundaries must submit a Nonpublic School Participation Form (NDE 34-014) on an annual basis for each nonpublic school. Please complete one copy of the attached form NDE 34-014 for each nonpublic school located within the boundaries of your district. See attached list.**

Districts are required to document that each of the Nonpublic Schools within its boundaries was consulted in the design and implementation, including making decisions about the use of those funds. **The consultation should include use of school year 2012-13 ESEA/NCLB allocations.** Additional information is available in the *Non-Regulatory Guidance: Title IX, Part E, Uniform Provisions, Subpart 1—Private Schools*. It can be found at the following web site.
<http://www.ed.gov/policy/elsec/guid/equitableguidance.doc>

The enclosed Form NDE 34-014 consolidates the following NCLB programs:

FORMULA PROGRAMS

Title I, Part C – Migrant Education
Title II, Part A – Teacher and Principal Training
Title III, Part A – Language Acquisition

COMPETITIVE PROGRAMS

Title II, Part B – Math and Science Partnerships
Title IV, Part B – 21st Century Community Learning Centers
Title X, Part C – Homeless Education

Also attached is a copy of the ***Title I, Part A Nonpublic Participation Form (NDE 04-012)***. Your district must consult with nonpublic schools that have reported resident low-income school aged children attending from your district. **The consultation should include use of remaining school year 2011-12 ESEA/NCLB Title I allocations.** Title I, Part A programs must annually collect the number of resident public and nonpublic school students and the number of resident low-income public and nonpublic school students, by attendance area, to determine building eligibility and allocation of the Title I funds among eligible public and nonpublic school buildings.

The Nebraska Department of Education uses NDE Form 28-021, *Free and Reduced Lunch Data*, which has been submitted by the nonpublic schools to confirm the number of low-income students attending nonpublic schools who reside in your district. Districts with Title I programs must contact all nonpublic schools where any low-income children from their district attend to determine if the low-income nonpublic students reside in an eligible attendance area.

Please complete one copy of Form NDE 04-012, Title I, Part A Nonpublic Consultation Form, for each nonpublic school(s) listed on the attached document that has reported low-income students attending their school who reside in your district. It is the responsibility of the public school district to consult with the nonpublic school. During this consultation, it is decided what type of services, if any, will be provided for the eligible nonpublic students. If, during the consultation, it is deemed that there are no eligible students attending the nonpublic school, please complete Part I and indicate such by writing a statement in the Comment Box (1.2) and return it to the Title I office. **Signatures are still required.**

The United States Department of Education has produced a Title I Resource Kit, "Ensuring Equitable Services to Private School Children." The Toolkit provides abundant resources that may be helpful as you begin the consultation process through the monitoring of student academic progress. The document can be downloaded at <http://www.ed.gov/programs/titleiparta/ps/titleitoolkit.pdf>

The NCLB Consolidated Application for 2012-13 will be online in the Grants Management System (GMS). The Nonpublic School Participation Forms are the only "paper" required for the application. If these forms are not submitted, the district's application cannot be approved. **When applicable, please submit printed copies of the attached form(s) with original signatures to the Nebraska Department of Education Federal Program Office by May 1, 2012.** If you find a need to fax a copy, please follow-up with the mailed form containing original signatures.

If your district does not appear on either list, you may disregard this message.

If you have questions, please contact Edy Clark at edy.clark@nebraska.gov or 402-471-2481. You may also contact the NDE staff person responsible for reviewing your application.

Attachment: NDE Form 34-014
Titles IC-IV Consultation List
NDE Form 04-012
Title I Consultation List